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June 8, 2005

To:Attn.: Group Art Unit 3644  
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From: Gerald T. Sekimura  
415.836.2576

Client-Matter Number: 328424-165027

Re: U.S. Patent Application No. 10/766,097  
Filing Date: January 27, 2004  
First Named Inventor: John Terrell Rickard  
Art Unit: 3644  
Examiner: John W. Eldred  
Attorney Docket No.: 328424-165027

Pages: - 21 - (including this form) Originals:

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Please see attached for filing in the above-identified U.S. patent application.

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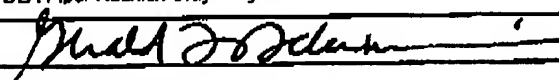
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/766,097
	Filing Date	January 27, 2004
	First Named Inventor	John Terrell Rickard
	Art Unit	3544
	Examiner Name	John W. Eldred
	Attorney Docket Number	328424-165027
Total Number of Pages in This Submission		20


ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Amendment Transmittal (Large Entity) (x2) - w/ Facsimile Certificate of Transmission 2. Facsimile Certificate of Transmission w/ Response
Remarks		

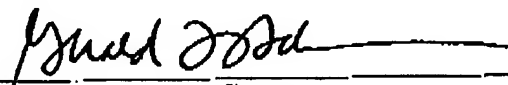
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	DLA Piper Rudnick Gray Cary US LLP		
Signature			
Printed name	Gerald T. Soldmura		
Date	June 8, 2005	Reg. No.	30,130

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<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>				Docket No. <b>328424-165027</b>	
Applicant(s): <b>John Terrell Rickard</b>					
Serial No. <b>10766,097</b>	Filing Date <b>January 27, 2004</b>	Examiner <b>John W. Eldred</b>	Group Art Unit <b>3644</b>		
Invention: <b>SYSTEM AND METHOD FOR THE DEFENSE OF AIRCRAFT AGAINST SURFACE-TO-AIR MISSILE ATTACK</b>					
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	54 -	54 -	0 x	\$50.00	\$0.00
INDEP. CLAIMS	8 -	8 -	0 x	\$200.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
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<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. 07-1896 in the amount of _____ A duplicate copy of this sheet is enclosed. <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
 Signature			Dated: June 8, 2005		
Gerald T. Sekimura (Reg. No. 30,103) DLA Piper Rudnick Gray Cary US LLP 153 Townsend Street, Suite 800 San Francisco, CA 94107-1957			<div style="border: 1px solid black; padding: 5px;">         I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.       </div> <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">         Signature of Person Mailing Correspondence           See attached facsimile transmittal          Typed or Printed Name of Person Mailing Correspondence       </div>		
CC:					

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>				Docket No. 328424-165027									
Applicant(s): John Terrell Rickard													
Serial No. 10/766,097	Filing Date January 27, 2004	Examiner John W. Eldred		Group Art Unit 3644									
Invention: <b>SYSTEM AND METHOD FOR THE DEFENSE OF AIRCRAFT AGAINST SURFACE-TO-AIR MISSILE ATTACK</b>													
<b>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</b>													
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.													
<b>CLAIMS AS AMENDED</b>													
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE								
TOTAL CLAIMS	54 -	54 =	0 x	\$50.00	\$0.00								
INDEP. CLAIMS	8 -	8 =	0 x	\$200.00	\$0.00								
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00								
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>								
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. 07-1896 In the amount of _____ A duplicate copy of this sheet is enclosed. <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.													
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Gerald T. Sekimura (Reg. No. 30,103) DLA Piper Rudnick Gray Cary US LLP 153 Townsend Street, Suite 800 San Francisco, CA 94107-1957			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2">I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.</td> </tr> <tr> <td colspan="2" style="text-align: center;">Signature of Person Mailing Correspondence</td> </tr> <tr> <td colspan="2" style="text-align: center;">See attached facsimile transmittal</td> </tr> <tr> <td colspan="2" style="text-align: center;">Typed or Printed Name of Person Mailing Correspondence</td> </tr> </table>			I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.		Signature of Person Mailing Correspondence		See attached facsimile transmittal		Typed or Printed Name of Person Mailing Correspondence	
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Appl. No. : 10/766,097  
Applicant : John Terrell Rickard  
Filed : January 27, 2004  
TC/A.U. : 3644  
Examiner : John W. Eldred

Confirmation No. 3201

Docket : 328424-165027  
No.  
Customer : 29585  
No.

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

**RESPONSE TO FINAL OFFICE ACTION DATED APRIL 13, 2005**

Sir:

Responsive to the Official Action, made Final, mailed April 13, 2005, and having a shortened statutory period for response of three (3)-months, Applicant submits this Response in order to provoke an advisory action.

Amendments, if any, to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.